

**RESOLUTION NO. 74462**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN JOSÉ ELECTING THE POPULATION AND  
INFLATION ADJUSTMENT FACTORS AND  
ESTABLISHING THE 2008-2009 APPROPRIATIONS  
LIMIT OF THE CITY OF SAN JOSÉ PURSUANT TO  
CALIFORNIA CONSTITUTION ARTICLE XIII B, AND  
SECTION 7900 ET SEQ. OF THE CALIFORNIA  
GOVERNMENT CODE**

**WHEREAS**, pursuant to Article XIII B of the California Constitution, and Section 7900 *et seq.* of the California Government Code, the City of San José is responsible for determination of the appropriation limit for the 2008-2009 fiscal year; and

**WHEREAS**, pursuant to amendments to Article XIII B enacted in 1990, the City Council is required to elect the population and inflation adjustment factors used to calculate the appropriations limit; and

**WHEREAS**, the percentage change in the local assessment roll due to the addition of local nonresidential construction will not be available from the County Assessor's Office until after July 1, 2008; and

**WHEREAS**, the Council has considered the matter at a regularly scheduled Council meeting; and

**WHEREAS**, for fifteen (15) days prior to said regular meeting, documentation used in the determination of the appropriations limit has been available to the public in the City Manager's Budget Office, City of San José;

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF  
SAN JOSÉ:**

**SECTION 1.** Subject to SECTION 3 of this Resolution, for the calculation of the appropriations limit for the 2008-2009 fiscal year, the Council elects the following annual adjustment factors: (1) the inflation adjustment factor of the California Per Capita Income; and (2) the population adjustment factor of the City of San José population growth.

**SECTION 2.** Subject to SECTION 3 of this Resolution, it is hereby determined that the appropriations limit for the 2008-2009 fiscal year for the City of San José is Seven Hundred Seventy Five Million Nine Hundred Ninety Six Thousand Five Hundred Sixty Seven Dollars (\$775,996,567).

**SECTION 3.** The City Council hereby reserves the right to reelect the annual adjustment factor and to reestablish the FY 2008-2009 appropriations limit at such time as the percentage change in the local assessment roll due to the addition of local nonresidential construction is available from the County Assessor's Office.

**ADOPTED** this 24<sup>th</sup> day of June, 2008, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CORTESE, LICCARDO,  
NGUYEN, PYLE, WILLIAMS; REED.

NOES: OLIVERIO.

ABSENT: CONSTANT.

DISQUALIFIED: NONE.

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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk